IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 3rd APRIL 2007 / 13TH CHAITHRA 1929

WP(C).No. 10594 of 2007(J)

PETITIONER:

J.BABU, CLERK, (UNDER SUSPENSION),
JAWAHAR HIGH SCHOOL, EDAMULACKAL,
ANCHAL-VIA, KOLLAM DISTRICT.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.K.I.SAGEER

RESPONDENTS:
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1. STATE OF KERALA, REP. BY
ITS SECRETARY TO GOVERNMENT, DEPT. OF GENERAL
EDUCATION, GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DEPUTY DIRECTOR OF EDUCATION,
KOLLAM.

3. THE MANAGER,
JAWAHAR HIGH SCHOOL, EDAMULACKAL.
(SECRETARY, EDAMULACKAL GRAMA PANCHAYAT),
EDAMULACKAL PO., ANCHAL-VIA, KOLLAM DISTRICT.

BY GOVT.PLEADER SMT.SMITHA SUKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J

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WP.(C) No.10594 OF 2007

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Dated this the 4th day of April, 2007

JUDGMENT

Petitioner was placed under suspension vide Ext.P2 on 26/10/2004 by the Deputy Director. According to him, he continues to be under suspension for more than two years and he is due to retire on 30/05/2007. Petitioner has preferred various representations. Ext.P10 is filed before the second respondent. Learned counsel for the petitioner submits that the manager is not opposed to the reinstatement of the petitioner.

2. I heard learned Government Pleader also.

In the nature of the order that I propose to pass, it is not necessary to issue notice to the respondents. Without expressing any view on the merits of the matter or even regarding the maintainability of Ext.P10, the writ petition is disposed of directing the second respondent to consider and take a decision on Ext.P10 in accordance with law after affording an opportunity of

hearing to the petitioner and the third respondent within a period of one month from the date of receipt of a copy of this judgment.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.